In the High Court of Uttaranchal at Nainital.

Criminal Writ Petition No. 404/2006 (M/B)

Manoj Bhandari S/o Narendra Singh Bhandari,

R/o Nandadevi, Police Station Almora,

District Almora … Petitioner.

Versus

1- State of Uttaranchal, through
Principal Secretary Home,
Secretariat, Dehradun, Uttaranchal.
2- The District Magistrate,
Almora, District Almora … Respondents.

Sri Vinod Sharma, learned counsel for the petitioner.
Sri H.C. Pandey, learned A.G.A.

Coram: Hon'ble M.M. Ghildiyal, J.
Hon'ble B.C. Kandpal, J.

Dated: 12-04-2006

By way of this writ petition relief has been sought for issuing a writ in the nature of certiorri to quash the notice dated 3-4-2006 in case crime No. 01/2005-06, Under Section 3 Control of Goonda Act, Police Station Almora,, District Almora, Passed by District Magistrate Almora, which is annexed as Annexure No.1 to this writ petition.

2- Heard learned counsel for the petitioner, learned A.G.A. and perused the record.

3- The ground taken by the petitioner in the writ petition, can be agitated by him in the objection, which is to be filed by him before the District Magistrate, Almora. Learned A.G.A. has informed the Court that 25-4-2006 is fixed for filing the objection by the petitioner before the District Magistrate.

4- In view of the aforesaid situation, this petition carries no force at this stage and the same is liable to be dismissed.

5- Accordingly the petition is dismissed.

(B.C. Kandpal, J.) **(M.M. Ghildiyal, J.)**

ISB